

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

CARLOS GARCIA,

Plaintiff,

ORDER

04-CV-949S

v.

U.S. IMMIGRATION & CUSTOMS ENFORCEMENT,

Defendant.

Plaintiff has filed a Motion for Appointment of Counsel. (Docket No. 23.) Under the standards promulgated in Hendricks v. Coughlin, 114 F.3d 390, 392 (2d Cir. 1997) and Hodge v. Police Officers, 802 F.2d 58, 60-62 (2d Cir. 1986), this Court will deny Plaintiff's Motion for Appointment of Counsel without prejudice at this time.

IT HEREBY IS ORDERED, that Plaintiff's Motion to Appoint Counsel (Docket No. 23) is DENIED without prejudice.

SO ORDERED.

Dated: June 1, 2007
Buffalo, New York

/s/William M. Skretny
WILLIAM M. SKRETNY
United States District Judge